



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
P.O. Box 1450  
ALEXANDRIA, VA 22313-1450  
www.uspto.gov

Paper No.

MCGINN INTELLECTUAL  
PROPERTY LAW GROUP, PLLC  
8321 OLD COURTHOUSE ROAD  
SUITE 200  
VIENNA VA 22182-3817

**COPY MAILED**

MAY 07 2007

**OFFICE OF PETITIONS**

In re Application of :  
Kaname Joushita : ON PETITION  
Application No. 10/695,456 :  
Filed: October 29, 2003 :  
Atty Docket No. K06-163174M/AT:

This is a decision on the "PETITION TO WITHDRAW HOLDING OF ABANDONMENT UNDER 37 C.F.R. 1.181(a)" filed February 28, 2007.

The above-identified application became abandoned for failure to file corrected drawings as required by and within the three-month period set in, the Notice of Allowability mailed October 18, 2006. The above-identified application became abandoned on January 19, 2007. A courtesy Notice of Abandonment was mailed on February 21, 2007.

In response, applicant filed the instant petition, asserting that corrected drawings were timely filed on November 9, 2006. In support thereof, petitioner submitted a copy of their return postcard and of the response.

A postcard receipt, which itemizes and properly identifies the items, which are being filed, serves as *prima facie* evidence of receipt in the Office of all items listed thereon on the date stamped thereon by the Office. See MPEP 503. A review of petitioner's postcard receipt reveals that: 1) it was date stamped as received in the USPTO on November 9, 2006; 2) it specifically identifies the items being filed, including "Sub of Replacement Formal Drawings" and 3) it lacks any

annotation of nonreceipt of any item denoted on the postcard. The evidence shows that replacement formal drawings should be considered timely filed on November 9, 2006.

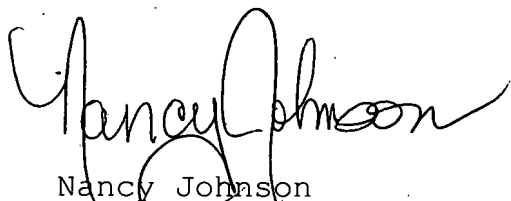
Accordingly, the holding of abandonment is hereby **WITHDRAWN**.

The petition under § 1.181 is **GRANTED**.

No fee is required on petition under § 1.181.

The Office of Patent Publication has been advised of this decision. The application file is, thereby, forwarded to the Publishing Division's technical support staff to withdraw the holding of abandonment and for consideration of the corrected drawings re-supplied on petition filed February 28, 2007.

Telephone inquiries specific to this decision should be directed to the undersigned at (571) 272-3219.

A handwritten signature in black ink, appearing to read "Nancy Johnson". The signature is fluid and cursive, with the first name "Nancy" written in a larger, more prominent script than the last name "Johnson".

Nancy Johnson  
Senior Petitions Attorney  
Office of Petitions